

TEMPORARY

Serial No. 58256

T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. OCT 19 1992

Returned to applicant for correction.

Corrected application filed. Map filed MAY 4 1987 under 50897

The applicant. AQUEDUCT I LIMITED

P.O. Box 2790 of Reno

Street and No. or P.O. Box No.

City or Town

Nevada 89505

State and Zip Code No.

hereby make<sup>s</sup> application for permission to change the

Manner & Place of Use of a Portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under. Calims 814 & 814A of the final decree, titled

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

"The United States of America, Plaintiff vs. Alpine Land & Reservoir Company,  
identify right in Decree.

a Corporation, Et Al., Defendants, Civil No. D-183 BRT."

1. The source of water is. Mud Lake, as decreed.

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed. 1057.22 A/F

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for. (Storage) Quasi-Municipal

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for. As Decreed

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point. As Decreed NW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 3, T.11N.,

Describe as being within a 40-acre subdivision of public survey and by course and

R.20E., M.D.B.&M. (Mud Lake). Refer to Attached Sheet for locations of Carson  
distance to a section corner. If on unsurveyed land, it should be stated.

City infiltration well nos. 25 & 41.

6. The existing permitted point of diversion is located within. Same

If point of diversion is not changed, do not answer.

7. Proposed place of use. See Exhibit "A"

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use. As Decreed

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from. November 1 to June 1 of each year.

Month and Day

Month and Day

10. Use was permitted from. As decreed to As decreed of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Existing Point of Diversion via the

State manner in which water is to be diverted, i.e. diversion structure,

Carson River to existing Carson City infiltration wells 25 & 41  
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works. \$45,000.00

13. Estimated time required to construct works. 1 Year

14. Estimated time required to complete the application of water to beneficial use..... 1 Year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

See Exhibit "B"

By..... s/ Greg M. Bilyeu  
THIEL, WINCHELL & ASSOC., INC.  
34 Lakes Blvd., Suite 101  
Dayton, NV 89403

Compared..... ap/se..... pm/se

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the manner and place of use of a portion of Claim No. 814 and 814-A of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Carson City can redirect the amount released from Mud Lake Reservoir less 20% for channel loss or a lesser amount to be determined by the Federal Water Master.

Carson City can divert Mud Lake water beginning November 6, 1992 and shall cease diverting on the date set by the Federal Water Master but in no event shall Carson City divert after the 1993 irrigation season begins.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on the date determined above, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

Nothing in this permit shall be construed to set any precedence as to any long term or future temporary changes.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 5.0.....cubic feet per second, but limited to 845.78 acre-feet  
on such lesser amount to be determined by the Federal Water Master.

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, R. Michael Turnipseed, P.E.,  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 6th..... day of..... November.....

A.D. 19..... 92.....

*[Signature]*  
State Engineer

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(PERMIT TERMS CONTINUED)

This temporary permit is issued specifically because of the extended drought and to allow Carson City to decrease the ground water pumpage during this period.

In the event of any deficiencies caused by the issuance of this temporary permit, Aqueduct I shall make whole the decreed rights of the Truckee-Carson Irrigation District, Bentley Ranch and the Los Gatos Ranch by foregoing all of their storage rights during the 1993 season.



**EXHIBIT "A"**

THE PROPOSED PLACE OF USE IS:

SECTION 4, E 1/2 SECTION 5; T.14N., R.20E., M.D.B & M.

SECTIONS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, E 1/2 SECTION 19,  
SECTIONS 20, 21, 22, 23, 28, 29, E 1/2 SECTION 30, E 1/2 SECTION 31, SECTIONS 32 &  
33; T.15N., R.20E., M.D.B. & M.

S 1/2 SECTION 31, S 1/2 SECTION 32, SECTION 33, W 1/2 SECTION 34; T.16N., R.20E.,  
M.D.B. & M.

SECTION 1, E 1/2 SECTION 2, SECTIONS 12 & 13; T. 15N., R.19E., M.D.B. & M.

SECTION 35, S 1/2 SECTION 36; T.16N., R.19E., M.D.B. & M.

S 1/2 SECTION 7, SECTION 18, N 1/2 SECTION 19; T.15N., R.21E., M.D.B. & M.

PLEASE UTILIZE THE MAP FILED UNDER APPLICATION 50897 FOR THE PROPOSED  
PLACE OF USE.



EXHIBIT "B"

Water is to be released from Mud Lake and then utilized by Carson City within the Proposed Place of Use. Applicant has entered into a lease agreement with Carson City for use of this water.

It is the intention of the applicant to release this water from Mud Lake into the Carson River system during one continuous period and then for Carson City to draw upon this water throughout the proposed period of use. Carson City will draw this water from the river via infiltration wells numbers 25 & 41.

Once the water has been released from Mud Lake, a detailed survey will be made to verify the existence and extent of the dead pool and repairs will be made to allow utilization of water contained in such a pool.

The total quantity of water being changed from each claim number is as follows:

Claim 814: 262.97 A/F

Claim 814A: 794.25 A/F

TOTAL 1,057.22 A/F

Please utilize Carson River Decree Map for the existing point of diversion and place of use. Utilize the map filed under Application 50897 for the proposed place of use.

